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OFFICE OF PETITIONS

In re Application of
SIMONUTTI et al.
Application No. 10/780,005
Filed: 02/17/2004
Attorney Docket No. WG0057H

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: DECISION ON PETITION
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This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed September 10, 2007, to revive the above-identified application.

The petition is GRANTED.

The application became abandoned for failure to reply in a timely manner to the non-final Office action, mailed December 13, 2006, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the application became abandoned on March 14, 2007. A Notice of Abandonment was mailed on July 2, 2007.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment, (2) the petition fee, and (3) a proper statement of unintentional delay.

The payment of the \$1,500.00 fee for filing a petition under 37 CFR 1.137(b) did not accompany the present petition. Accordingly, the Office will charge the \$1,500.00 fee to the Deposit Account, as previously authorized.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3211.

This application is being referred to Technology Center AU 3711 for appropriate action by the Examiner in the normal course of business on the reply received September 10, 2007.

Christina Tartera Donnell

Christina Tartera Donnell
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